

WEINGARTEN, SCHURGIN, GAGNEBIN & LEOVICI LLP

**Ten Post Office Square
Boston, Massachusetts 02109
Telephone: (617) 542-2290
Telecopier: (617) 451-0313**

Attorney

Docket No.: BDL-485XX

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF APPEALS

In re application of: KENNY CHANG

Entitled: ONE PIECE SHIM

Via Electronic Filing

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated July 1, 2009 of the Examiner finally rejecting claims 1-10 and 23-32.

Authorization is provided herewith to charge Deposit Account No. 23-0804 (\$540.00) to cover the cost of the Notice of Appeal.

The following checked items are appropriate:

A timely response to the final rejection:

☐ has been filed ☐ is hereby filed

An extension of time to respond to the final rejection:

1. ☐ was requested on _____ for ____ month(s);
 2. ☒ is hereby requested for 3 month(s) and Deposit Account No. 23-0804 can be charged \$1,110.00 for the extension fee.
 3. ☐ is included on the enclosed amendment transmittal form and Deposit Account No. 23-0804 can be charged \$_____ for the extension fee.
- ☒ In the event a Petition for Extension of Time is required by this paper and not otherwise provided, such Petition is hereby made and authorization is provided herewith to charge Deposit Account No. 23-0804 for the cost of such extension.
- ☒ The Commissioner is hereby authorized to charge payment of any additional filing fees associated with this communication or credit any overpayment to Deposit Account No. 23-0804.

Dated: January 4, 2010

/Charles L. Gagnebin iii/
Attorney of Record: Charles L. Gagnebin III
Registration No.: 25,467